



IFW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Thomas JOVIN et al.

Appln. No.: 10/568,038

Filed: February 13, 2006

For: **PHOTOCHROMIC RELAXATION KINETIC METHOD**

Attorney Docket No.: 4064.006

Customer No.: 30448

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 4, 2006.

Yonghong Chen Reg. No. 56,150
Yonghong Chen

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97 and §1.98**

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the following documents for the above-identified application. Copies of the non-US documents set forth below and listed on the attached Forms PTO/SB/08A & PTO/SB/08B, copy of the International Search Report (ISR) issued in the corresponding PCT application are provided herewith.

1. GIORDANO ET AL: "Diheteroarylethenes as thermally stable photoswitchable acceptors in photochromic fluorescence resonance energy transfer (pcFRET)," J.AM.CHEM. SOC., 2002, pages 7481-7489, Vol. 124, No. 25, USA (in English)
2. EP 0 668 498 A2 (in English)
3. KIRSCH ET AL: "Fluorescence resonance energy transfer detected by scanning near-field optical microscopy," Journal of Microscopy, 1999, pages 448-454, Vol. 194, UK (in English)
4. GREEMERS ET AL: "Red-shifted mutants of green fluorescent protein: reversible photoconversions studied by hole-burning and high-resolution spectroscopy," Chemical Physics, 2002, pages 109-121, Vol. 275, No. 1-3, Elsevier, Netherlands (in English)

Documents 1-4 were cited in the ISR. Documents 1-2 were also mentioned in the background of the instant application.

The present Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits, therefore no Certification Under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner

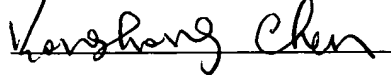
Application No: 10/568,038
Information Disclosure Statement

Attorney Docket No: 4064.006

and be made of record in the present application and that an initialed copy of Forms PTO/SB/08A & PTO/SB/08B be returned in accordance with MPEP §609.

Date: August 4, 2006

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Yonghong Chen', written over a horizontal line.

Yonghong Chen

Registration No. 56,150

Customer No. 30448

Akerman Senterfitt

222 Lakeview Avenue, Suite 400

West Palm Beach, FL 33401

Phone: 561-653-5000

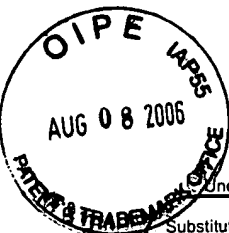


U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Application Number	10/568,038
Filing Date	February 13, 2006
First Named Inventor	Thomas JOVIN
Art Unit	
Examiner Name	
Attorney Docket Number	4064.006

Sheet	1	of	1
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/568,038
		Filing Date	February 13, 2006
		First Named Inventor	Thomas JOVIN
		Art Unit	
		Examiner Name	
Sheet 1	of 1	Attorney Docket Number	4064.006

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		GIORDANO ET AL: "Diheteroarylethenes as thermally stable photoswitchable acceptors in photochromic fluorescence resonance energy transfer (pcFRET)," J.AM.CHEM. SOC., 2002, pages 7481-7489, Vol. 124, No. 25, USA	
		KIRSCH ET AL: "Fluorescence resonance energy transfer detected by scanning near-field optical microscopy," Journal of Microscopy, 1999, pages 448-454, Vol. 194, UK	
		GREEMERS ET AL: "Red-shifted mutants of green fluorescent protein: reversible photoconversions studied by hole-burning and high-resolution spectroscopy," Chemical Physics, 2002, pages 109-121, Vol. 275, No. 1-3, Elsevier, Netherlands	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.